IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1555 OF 2005
IN
WRIT PETITION NO.6307 OF 2004

Shree Swami Samaratha Anusuchit Jati
Mahila Sahakari Sut Girni Ltd., Thane ...Applicants
Vs.
The Director
Handloom, Powerlooms & Textiles &
Registrar of Co-operative Societies,
Maharashtra State & Ors. ...Respondents

Mr.S.A.Sawant for Petitioners
Mr.C.R.Sonawane, A.G.P.for Respondents

CORAM: H.L.GOKHALE &
SMT.R.S.DALVI,JJ.
DATED: 1ST JULY, 2005

P.C.

1. Heard Mr.Sawant in support of this Civil Application. Mr.Sonawane appears for the Respondents. The Civil Application seeks a direction that the representation made by the Applicants on 11th March, 2005 be decided by the Respondent State. This representation is made as a followup of earlier letter of the Government dated 1st February, 2005. The first Petitioner Society is planning to set up a spinning mill in Thane District. The Government has replied by above letter dated 1st February, 2005 that since District Thane is not a cotton producing District, as per the Government Policy the Government cannot give any assistance.

2. The main Petition is also for the same purpose namely, to seek the Government assistance in the tenth five year plan to include this spinning mill therein and to grant appropriate assistance. Reliance is placed on the G.R. dated 15th June, 2004 and the fact that two other Textile Mills are permitted in District Latur and Sangli which according to Applicants are also not cotton growing Districts. This is a matter of looking into the particulars and also a policy matter. We therefore, are of the view that Government should decide it taking a over all view of the matter. The Government should also consider the aspect, that this is a co-opertive proposed to be set up by the ladies who belong to the backward community. The Chairman and the Vice-Chairman of the proposed Co-operative are present. Mr.Sawant states on their instructions that in the proposed spinning mill majority of the employees are proposed to be unemployed ladies and that, this will give employment to them. This is also a factor, the Government should consider. We do not think that High Court should interfere in any such policy matter and that we expect that the Government will keep all these facts in mind and consider the representation.

3. Government will decide the pending representation of the Applicants expeditiously within **four months.** We make it clear that hearing does not necessarily mean a oral hearing. It will be decided

on the documents submitted by the Petitioners.

4. **Rule** discharged in main Petition. The Petition as well as Civil Application are disposed of accordingly.

(H.L.GOKHALE,J.)

(SMT.R.S.DALVI,J.)